

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

NORAECLA VELA VALADEZ,

Plaintiff,

v.

CAROLYN W. COLVIN,  
Commissioner of Social Security,

Defendant.

No. CV-13-3003-JTR

ORDER GRANTING STIPULATED  
MOTION TO REMAND  
PURSUANT TO SENTENCE FOUR  
OF 42 U.S.C. § 405(g)

**BEFORE THE COURT** is the parties' stipulated Motion to Remand the above-captioned matter to the Commissioner for additional administrative proceedings, including a *de novo* hearing, pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 25. Attorney David L. Lybbert represents Plaintiff; Special Assistant United States Attorney Leisa A. Wolf represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 12. After considering the file, and proposed order,

**IT IS ORDERED:**

1. The parties' Stipulated Motion For Remand, **ECF No. 25**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings, including a *de novo* hearing, pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) shall offer Plaintiff an opportunity for a new hearing, further update the medical record, and issue a new decision. The ALJ shall: (1) consider all medical source opinions and determine

1 Plaintiff's severe impairments, including right wrist tendonitis, and fashion a  
2 complete residual functional capacity (RFC) determination; (2) provide specific  
3 reasoning for the weight given to opinion evidence, including the opinion of  
4 Stephen P. Roesler, M.D., and discuss the evidentiary basis for conclusions along  
5 with adequate rationale for either accepting or rejecting probative medical  
6 opinions; (3) consider all mental impairments and functional limitations with the  
7 assistance of a medical expert; (4) include all unrejected work related limitations in  
8 the RFC determination; and (5) further consider Plaintiff's ability to perform other  
9 work in the national economy with the assistance of a vocational expert.

10 2. Judgment shall be entered for the **PLAINTIFF**.

11 3. Plaintiff's Motion for Summary Judgment, **ECF No. 20**, is  
12 **STRICKEN AS MOOT**.

13 4. An application for attorney fees may be filed by separate motion.

14 The District Court Executive is directed to enter this Order, forward copies  
15 to counsel, and **CLOSE THE FILE**.

16 **DATED** this 17<sup>th</sup> day of October, 2013.

17  
18 *S/John T. Rodgers*.

19 John T. Rodgers

20 United States Magistrate Judge  
21  
22  
23  
24  
25  
26  
27  
28